IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Seiberg, et al.

Serial No.:

09/206.249

Art Unit: 1655

Filed December 7, 1998 Examiner: Michael V. Meller :

For METHODS FOR REGULATING PHAGOCYTOSIS AND ICAM-1 EXPRESSION

> I hereby certify that this correspondence is being transmitted via The Office electronic filing system in accordance with 37 CFR 1.6(a)(4)

> > August 15, 2008 (Date of Transmission)

Andrea L. Colby, Reg. No. 30,194

(Name of applicant, assignee, or Registered Representative)

/Andrea L. Colby/ (Signature)

August 15, 2008 (Date of Signature)

To: Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated March 20, 2008 finally rejecting Claims 75-84 of the aboveidentified application.

The item(s) checked below are appropriate:

- An extension of time to respond to the final rejection was granted on for month(s).
- Ø A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto.
- 3. M A timely response to the final rejection has been filed.
- 4. Fee \$500.00: for filing of Notice of Appeal
 - Not required (fee paid in prior appeal)
 - Charge to Deposit Account No. 10-0750/JBP438/ALC.
 - The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No.

10-0750/JBP438/ALC.

Respectfully submitted,

Andrea L. Colby Req. No. 30,194

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Date: August 15, 2008